

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

OLIVIA TAYLOR,	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION NO. H-05-2711
	§	
HSBC MORTGAGE SERVICES,	§	
INC., <i>et al.</i> ,	§	
Defendants.	§	

MEMORANDUM AND ORDER

This case is before the Court on Plaintiff Olivia Taylor's Motion to Remand [Doc. # 28], to which no opposition has been filed. The original defendants removed this case to federal court on the basis of diversity jurisdiction. After the case was removed, several non-diverse defendants were added after Plaintiff was granted leave to file two amended complaints. *See* Amended Complaint [Doc. # 12]; Order [Doc. # 13]; Second Amended Complaint [Doc. # 18]; Order [Doc. # 24].

Remand to state court is required if, after removal, the plaintiff joins additional defendants whose joinder destroys subject matter jurisdiction. *See* 28 U.S.C. § 1447(e); *Cobb v. Delta Exports, Inc.*, 186 F.3d 675, 677 (5th Cir. 1999) (“post-removal joinder of non-diverse defendants . . . destroys diversity for

jurisdictional purposes and requires remand, even when the newly joined defendants are not indispensable"). Accordingly, it is hereby

ORDERED that Plaintiff's Motion to Remand [Doc. # 28] is **GRANTED** in accordance with 28 U.S.C. § 1447(e). The Court will issue a separate Remand Order.

SIGNED at Houston, Texas, this **19th** day of **April, 2006**.



Nancy F. Atlas
Nancy F. Atlas
United States District Judge